

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 1, 1980  
9:00 A.M.

Council Chambers  
301 West Second Street

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Mayor McClellan called the meeting to order.

Roll Call:

Present: Mayor McClellan, Councilmembers Cooke, Goodman,  
Himmelblau, Mayor Pro Tem Mullen, Councilmember  
Trevino

Absent: Councilmember Snell

INVOCATION

Mon. Lonnie Reyes gave the Invocation.

FATHER JOE ZNOTAS COMMUNITY SCHOLARSHIP FUND DAY

May 1, 1980 was proclaimed Father Joe Znotas Community Scholarship Fund day, according to a proclamation read by Mayor McClellan. Mr. Gus Garcia and Mon. Lonnie Reyes were in the Council Chamber to receive the proclamation with their thanks and appreciation.

FUNDS FOR THE BLIND WEEK

Margarine G. Beaman, Cherry Adams, Sharon Mueller and Anne Carrol were in the Council Chamber to receive a proclamation read by the Mayor, designating the week of May 2-9 as Funds for the Blind Week. Ms. Beaman thanked the Mayor for the proclamation.

## CINCO DE MAYO

Councilmember Trevino read the proclamation declaring the observation of Cinco de Mayo and presented it to Floyd Bermea, President, Austin Chapter, Mexican-American Culture.

## NATIONAL ARTHRITIS MONTH

The month of May, 1980 has been proclaimed National Arthritis Month according to a proclamation read by Mayor Pro Tem Mullen and accepted by Jerry Petermann with his thanks.

## GREAT TV AUCTION WEEK

Wayne Matthews, Co-chairman, KLRN-KLRU Great TV Auction, thanked the Mayor for the proclamation she read declaring the week of May 2-10, 1980 as Great TV Auction Week.

## SCHOOL GUIDANCE WEEK

School Guidance Week will be observed May 5-9, 1980 according to a proclamation read by Councilmember Himmelblau and accepted with thanks by Margery Johnson. In the Council Chamber with Ms. Johnson were Laurel Otnes and Gloria Richards.

## BE KIND TO ANIMALS WEEK

Warren Johnson, representing the Humane Society, was in the Council Chamber to receive the Be Kind to Animals Week proclamation read by Mayor Pro Tem Mullen. Mr. Johnson thanked the Mayor and Council for the proclamation.

## HEAD START MONTH

Head Start Month will be observed during the month of May. Councilmember Goodman read the proclamation and presented it to Ms. Ruth Hernandez, who accepted it with her thanks. She has been with Head Start since its beginning 15 years ago.

## GREGORY ALLEN HONORED

Dr. Gregory Allen, Professor of Piano, University of Texas, received the Distinguished Service Award from Mayor McClellan. Dr. Allen recently received 1st prize in the Third Annual Arturo Rubenstein Piano Competition in Tel Aviv. He thanked the Mayor for the Award and said he is going to prove Austin a good home base for concert tours.

## FIRST ANNUAL WOMEN'S FITNESS FAIR

Ms. Alicia Jerry, Physician's Assistant, was in the Council Chamber to invite the Mayor and Councilmembers to Austin's First Annual Women's Fitness Fair which will be held Saturday afternoon, May 3 at the Joe C. Thompson Center. Ms. Lynn Hudson, nurse practitioner, Planned Parenthood, presented brochures to the Mayor and Councilmembers and said they will also be available at the Fair. After that they will be available at book stores and various physicians' offices throughout the city.

## CLASS RECOGNIZED

The Preschool Class of five year-olds from Hyde Park Baptist School was in the Council Chamber. Mayor McClellan asked them to stand and be recognized by the Council and Chamber audience. Their teacher is Alicia Barrett.

## MINUTES APPROVED

Councilmember Himmelblau moved that the Council approve the Minutes of the meeting of April 24, 1980 as corrected. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Goodman, Himmelblau, Trevino

Noes: None

Abstain: Councilmember Cooke

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Mayor Pro Tem Mullen

## LEASE AGREEMENT

Mayor Pro Tem Mullen moved that the Council adopt a resolution to execute a Lease Agreement between the City of Austin and San Jacinto Properties for lease space for the Human Services Department (CETA) in the San Jacinto Building. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

## RELEASE OF EASEMENTS

Mayor Pro Tem Mullen moved that the Council adopt a resolution to authorize release of the following easement:

A five (5') foot Water and Wastewater Easement located on Lot 47, Tarrytown Oaks, #11 Scott Crescent. (Requested by Frank Harren, owner)

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan  
 Noes: None  
 Absent: Councilmember Snell

Mayor Pro Tem Mullen moved that the Council adopt a resolution to authorize release of the following easement:

A ten (10') foot Public Utility Easement between Lots 4 and 5, Block G, Delwood Subdivision, Section II. (4605 East Avenue)

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan  
 Noes: None  
 Absent: Councilmember Snell

Mayor Pro Tem Mullen moved that the Council adopt a resolution to authorize release of the following easements:

Ten (10') foot Electric Utility Easements between Lots 4 and 5, 9 and 10, 17 and 18, 22 and 23, Block "R," 11 and 12, 19 and 20, Block "T" of Cherry Creek Phase VII, Section III. (Requested by the Electric Utility Department, City of Austin)

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan  
 Noes: None  
 Absent: Councilmember Snell

#### CONTRACTS APPROVED

Mayor Pro Tem Mullen moved that the Council adopt a resolution to approve the following contract:

ORAL PROSTHETICS SERVICES  
 3108 North Lamar  
 Austin, Texas

- Dental Laboratory Services relative to Medical Assistance Dental Program Twenty-four (24) Month Service Agreement, Austin-Travis County Health Department.  
 Estimated total \$32,000.00

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan  
 Noes: None  
 Absent: Councilmember Snell

## CAPITAL IMPROVEMENTS PROGRAM

Mayor Pro Tem Mullen moved that the Council adopt a resolution to enter into the following license agreements with the Missouri Pacific Railroad Company for the installation of the West Austin Water Transmission Main: (CAPITAL IMPROVEMENTS NO. 73/22-04, Total City Cost \$3,000)

1. Intersecting said railroad's tract or right-of-way at Mile Post 173.20, Engineer's Chainage Station 9142+90, Travis County, Texas at Austin.
2. Intersecting said railroad's tract or right-of-way at Mile Post 173.62, Engineer's Chainage Station 9164+89, Travis County, Texas at Austin.
3. Acquisition of additional working space from said railroad between Mile Post 172.79 and Mile Post 174.33 at Austin, Texas.

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

## OVERSIZE WATER MAIN

Mayor Pro Tem Mullen moved that the Council adopt a resolution to approve the following oversize water main:

JESTER ESTATES  
DEVELOPMENT

- A 16-inch water main within Jester  
Estates Section One, Phase One.  
(No City cost participation)

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem  
Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

## CONTRACT FOR MEDICAL DIRECTION OF EMS

Mayor Pro Tem Mullen moved that the Council adopt a resolution to approve a contract between the City of Austin and Wesley M. Wallace, M.D. in the amount of \$29,750 for medical direction of the Emergency Medical Services Department, effective May 1, 1980 through September 30, 1980. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem  
Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

## EMERGENCY SCHOOL ASSISTANCE ACT GRANT

Mayor Pro Tem Mullen moved that the Council adopt a resolution to authorize submission of an application in the amount of \$125,000 for an Emergency School Assistance Act Grant, from the U.S. Department of Education, to provide facilitation of desegregation through leisure activity. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem  
Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

## IPA GRANT

Mayor Pro Tem Mullen moved that the Council adopt a resolution to authorize submission of an application to the Texas Department of Community Affairs for an IPA grant in the amount of \$10,000 to conduct a Municipal Executive Training Project. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem  
Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

## TRANSIT ROUTE/SCHEDULE MODIFICATIONS

Mayor Pro Tem Mullen moved that the Council adopt a resolution to approve transit route/schedule modifications (Park and Ride Services and South Austin Routes/Schedules). The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem  
Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

Councilmember Himmelblau asked if this includes the changes suggested at the public hearing on the Manchaca route and schedule and the Travis Heights/IRS route and schedule. Dr. Benson told her it does.

## PUBLIC HEARING SET

Mayor Pro Tem Mullen moved that the Council set a public hearing for May 22, 1980 at 4:00 p.m. to amend the Zoning Ordinance to regulate the location of certain sexually oriented commercial establishments. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem  
Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

## AGENDA ITEM POSTPONED

Mayor Pro Tem Mullen moved that the Council postpone until May 8, 1980, approval of the following contract:

AUSTIN ROAD COMPANY  
428 East Anderson Lane  
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -  
C.D.D. No. 18 Sidewalk Program  
HCD Phase I - \$210,492.00  
C.I.P. No. 78/61-02

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem  
Mullen, Councilmember Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

## FIVE YEAR APPROACH MAIN CONTRACT

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN APPROACH MAIN CONTRACT WITH BILL MILBURN, INC.; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Milwood, Section 3; Bill Milburn, Inc.)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

## AIR CONDITIONING CODE AMENDED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 39, SECTION 39-1210 OF THE 1967 CODE OF THE CITY OF AUSTIN BY DELETING CERTAIN STANDARDS AND ADDING NEW STANDARDS FOR THE INSTALLATION OF AIR CONDITIONING SYSTEMS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE (3) SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None  
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

#### ENERGY CONSERVATION FOR NEW CONSTRUCTION CODE

Mayor McClellan brought up the following ordinance for its first reading:

AN ORDINANCE AMENDING CHAPTER 36 OF THE CODE OF THE CITY OF AUSTIN, 1967, AS AMENDED, BY ADDING THERETO SECTIONS 36-5301 THRU SECTIONS 36-5332 REGULATING THE DESIGN AND CONSTRUCTION OF THE EXTERIOR ENVELOPES, SELECTION OF HEATING, VENTILATION AND AIR CONDITIONING, SERVICE WATER HEATING, ELECTRIC DISTRIBUTION AND ILLUMINATING SYSTEMS AND EQUIPMENT REQUIRED FOR THE PURPOSE OF EFFECTIVE CONSERVATION OF ENERGY IN ANY BUILDING OR STRUCTURE ERECTED WITHIN THE CITY OF AUSTIN AREA OF RESPONSIBILITY INCLUDING THOSE AREAS SERVICED BY CITY OF AUSTIN OWNED UTILITY SYSTEMS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE (3) SEPARATE DAYS AND PROVIDING AN EFFECTIVE DATE.

The ordinance was read the first time, and Councilmember Trevino moved that the ordinance be passed to its second reading. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None  
Absent: Councilmember Snell

The Mayor announced that the ordinance had been passed through first reading only.

#### AIRPORT TERMINAL SERVICES ROAD AND FENCING

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 790925-A, THE CAPITAL IMPROVEMENT PROGRAM BUDGET ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1979, AND TERMINATING SEPTEMBER 30, 1980, BY APPROPRIATING FUNDS FOR AIRPORT TERMINAL SERVICE ROAD AND FENCING PROJECT; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None  
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

## SPEED ZONES MODIFIED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 21-41, SUBSECTION (d), OF THE AUSTIN CITY CODE OF 1967, MAKING A CERTAIN DELETION AND ADDITION TO SAID SUBSECTION, THEREBY DECLARING MAXIMUM PRIMA FACIE SPEED LIMITS UPON CERTAIN STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF AUSTIN, PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF THE "UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS," (VERNON'S ANN. CIV. ST., ART. 6701d); REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Speed zones were modified as follows:

## Section 21-41

Deletion: Sub-section d - 20 mph

<u>ON</u>	<u>FROM</u>	<u>TO</u>
Beacon Drive (LBJ High School)	115 feet west of Lazy Creek Drive (5200 block)	150 feet east of Tumbleweed Drive (5600 block)

Addition: Sub-section d - 20 mph

Pecan Brook Drive	115 feet west of Lazy Creek Drive (5200 block)	150 feet east of Tumbleweed Drive (5600 block)
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## OPERATING BUDGET AMENDED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1979-1980 BY ACCEPTING AND APPROPRIATING \$2,321,953.00 FROM THE UNITED STATES DEPARTMENT OF LABOR FOR THE PURPOSE OF FUNDING AND CONDUCTING CERTAIN COMPREHENSIVE EMPLOYMENT AND TRAINING ACT PROGRAMS PURSUANT TO TITLES II-B, IV-YETP, IV-YCCIP, VI AND II-D OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None  
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

#### RENOVATION OF ELISABET NEY MUSEUM

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE 1979-1984 CAPITAL IMPROVEMENT PROGRAM BUDGET BY ACCEPTING AND APPROPRIATING \$50,000.00 FROM THE HERITAGE SOCIETY OF AUSTIN, INC. FOR THE PURPOSE OF HELPING WITH THE RENOVATION COSTS OF PHASE I OF THE ELISABET NEY MUSEUM; SUSPENDING THE RULE REQUIRING ORDINANCES TO BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan, Councilmember Cooke  
Noes: None  
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

#### ZONING ORDINANCES AMENDED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 780406-D, ENACTED BY THE CITY COUNCIL ON APRIL 6, 1978, BY CORRECTING THE LEGAL DESCRIPTION OF THE PROPERTY ZONED BY SAID ORDINANCE AND BY ADDING A HEIGHT AND AREA DESIGNATION TO SAID ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS AND PROVIDING AN EFFECTIVE DATE. (C14-77-149)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

Abstain: Councilmember Cooke

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 780112-C, ENACTED BY THE CITY COUNCIL ON JANUARY 12, 1978, BY CORRECTING THE LEGAL DESCRIPTION OF THE PROPERTY ZONED BY SAID ORDINANCE AND BY CHANGING THE HEIGHT AND AREA DESIGNATIONS OF SAID ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (C14-77-157)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan

Noes: None

Abstain: Councilmember Cooke

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 780112-D, ENACTED BY THE CITY COUNCIL ON JANUARY 12, 1978, BY CORRECTING THE USE AND HEIGHT AND AREA DESIGNATIONS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (C14-77-158)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan

Noes: None

Abstain: Councilmember Cooke

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 780209-D, ENACTED BY THE CITY COUNCIL ON FEBRUARY 9, 1978, BY CORRECTING THE LEGAL DESCRIPTION OF THE PROPERTY ZONED BY SAID ORDINANCE AND BY CORRECTING THE HEIGHT AND AREA DESIGNATION OF SAID ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (C14-77-167)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan

Noes: None

Abstain: Councilmember Cooke

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 780209-D, ENACTED BY THE CITY COUNCIL ON FEBRUARY 9, 1978, BY CORRECTING THE HEIGHT AND AREA DESIGNATIONS OF PROPERTY ZONED BY SAID ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (C14-77-175)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan

Noes: None

Abstain: Councilmember Cooke

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 780209-D, ENACTED BY THE CITY COUNCIL ON FEBRUARY 9, 1978, BY CORRECTING THE LEGAL DESCRIPTION OF THE PROPERTY ZONED BY SAID ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (C14-77-177)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan  
Noes: None  
Abstain: Councilmember Cooke  
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 780209-D, ENACTED BY THE CITY COUNCIL ON FEBRUARY 9, 1978, BY CORRECTING THE LEGAL DESCRIPTION OF THE PROPERTY ZONED BY SAID ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (C14-77-187)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan  
Noes: None  
Abstain: Councilmember Cooke  
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

#### PAVING ASSESSMENTS

Mayor McClellan brought up the following ordinance for its second and third reading:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN AN AMOUNT AT LEAST EQUAL TO THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED; FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF; PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND THE RECEIPT FOR PAYMENT OF AND RELEASE OF LIEN ON THE SAME; DECLARING AN EMERGENCY; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Spicewood Springs Road and Spicewood Lane, Parcel #8)

The ordinance was read the second time, and Councilmember Trevino moved that the Council waive the requirement for third reading, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan

Noes: None

Abstain: Councilmember Cooke

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

#### NEW FARES FOR PARK AND RIDE SERVICE

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ESTABLISHING A SPECIAL FEE FOR PARK AND RIDE SERVICE BY THE AUSTIN TRANSIT SYSTEM; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Councilmember Trevino, Mayor McClellan

Noes: None

Abstain: Councilmember Cooke

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

#### ZONING ORDINANCES

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: A 38.006 ACRE TRACT OF LAND, FROM "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: A 3.82 ACRE TRACT OF LAND, FROM "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT;

ALL OF SAID PROPERTY BEING LOCALLY KNOWN AS 8900-9006 GREAT HILLS TRAIL AND 5101-5205 BLUFFSIDE DRIVE; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Cotton Texas, Ltd., C14-79-133)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Abstain: Councilmember Goodman

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 7.02 ACRE TRACT OF LAND, LOCALLY KNOWN AS 12828-12900 RESEARCH BOULEVARD AND 8657 SPICEWOOD SPRINGS ROAD, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT, SAID PROPERTY BEING LOCATED IN AUSTIN, WILLIAMSON COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (John P. Nieman, C14-79-024)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance as an emergency measure, effective immediately. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Abstain: Councilmember Goodman

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

#### PUBLIC HEARING ON SPECIAL PERMIT

Mayor McClellan opened the public hearing scheduled for 9:30 a.m. on an appeal of the Planning Commission's decision granting a Special Permit to Hyde Park Baptist Church, from Ms. Dorothy Richter, Zoning Chair, Hyde Park Neighborhood Association. (C14p-80-014)

Mr. Lillie, Director of Planning, reviewed the case.

MRS. RICHTER appeared and said she is not opposed to the playground, but feels there are factors involved which are not covered in the Special Permit. She said 200 children will pass Avenue F to get to the playground and she wants loading zones for the children being picked up after school. She feels the site plan is well designed for good weather but not for bad. She requests a sidewalk around the playground and a walk along 40th Street. She also requested a noise buffer on 40th and Avenue F.

MS. LOIS CAMPBELL, Director, Child Development, Hyde Park Baptist Church, stated the Planning Commission has said the traffic safety requirements have been met. She said the children will walk only on Avenue F, will have a gate entrance there, and 40th Street will be fenced. She pointed out rainy weather makes no difference in the pickup point because children are always picked up at the same place. She said the church school does not want a pick up point at the playground, they want children picked up from the church property for better control.

Councilmember Goodman asked about the paving of the alley. Ms. Campbell said that would be nice but the church cannot afford to do it. Councilmember Goodman commented that if the alley is paved, it would cause more traffic for the neighborhood. He then asked about the request for a 4-way stop sign. Dr. Jim Benson, Acting Director of Urban Transportation, said his department will look into that.

MR. JOHN SANFORD, President, Hyde Park Neighborhood Association, pointed out Hyde Park has increased its school size and there will be a traffic jam at 40th and Avenue F at pickup time next fall. Dr. Benson said his department will study that next September and see whether or not there are additional problems. Mayor Pro Tem Mullen asked for a report back to Council next September concerning picking up of students and whether there is a problem.

Discussion followed concerning a no-parking area. Mr. George Henry, Urban Transportation Department, said he had been at the school from 3-6 p.m. and observed no great traffic problem. The most cars he had observed at one time were five in number and the overall situation was similar to that found at Pease School. He said the street is 30 feet wide so there is room for parking on each side with a 14 foot travel lane in the center of the street.

Mr. Davidson, City Manager, told Council that after the Urban Transportation Department has made its study in the fall, Council will receive a report by mid-October or sooner.

#### Motion - Died for Lack of Second

Councilmember Goodman moved that the Council uphold the Planning Commission subject to further studies of the Urban Transportation Department regarding the loading zone on the west side of Avenue F. There was no second to the motion.

#### Motion

Mayor Pro Tem Mullen moved that the Council uphold the decision of the Planning Commission's decision granting a Special Permit to Hyde Park Baptist Church (C14-p-80-014). The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan,  
Councilmembers Cooke, Goodman, Himmelblau  
Noes: None  
Absent: Councilmember Snell

## POLITICAL ISSUES DISCUSSED

MR. BUD FLYNN appeared before Council to discuss political issues pertinent to his candidacy for President.

## TEXAS BLUES SOCIETY

Councilmember Trevino moved that the Council grant the request of MR. GEORGE PETER THORPE, representing Texas Blues Society, to have their 1st Annual Picnic at Pease Park, Sunday, May 18, 1980 from 12:00 noon until dark; also permission to sell beer and other items. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen

Noes: None

Absent: Councilmember Snell

Councilmember Himmelblau commented that Pease is too close to a residential area for so many picnics and they should be spread to other parks. Mr. Davidson said he will instruct Mr. Ehrler, Director of Parks and Recreation, to look into this.

## INCREMENT FEE DISCUSSED

MR. P. M. BRYANT appeared before Council to request that Council repeal the increment fee out of the city limits. He said he is developing Burleson Business Park and to pay \$3,000 to \$4,000 for something he is trying to give back to the city is a shock. In his opinion this is an unfair charge as it increases the cost of new construction and increases the value of old construction. Mr. Bryant feels the issue should be addressed and the fee discontinued.

Councilmember Cooke said it is his impression they are going to look at the fee in light of the February 23, 1980 bond election and have staff analysis of the increment fee. Mayor McClellan reminded him of the work session next week when they will discuss this further, and stated she doubted they will be able to discontinue the fee.

## TRAVIS COUNTY DEMOCRATS BEER PARTY

Councilmember Trevino moved that the Council approve the request of DR. GARY WITT, Chairman, Northeast Austin Democrats Club, for permission for the use of Wooldridge Park, May 10, 1980 for Travis County Democrats Beer Party; and permission to sell beer and food. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino

Noes: None

Absent: Councilmember Snell

## FUND RAISING BENEFIT

Councilmember Trevino moved that the Council approve the request of MR. RONALD E. GRAHAM for permission to use Pease Park, Saturday, May 10, 1980 from 1:00 p.m. to 8:00 p.m. for Fund Raising Benefit for ACTV Channel 10; also permission for amplified sound and sale of beer. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

## PARADE PERMIT

Councilmember Trevino moved that the Council approve the request of RINI BAKER for a parade permit for Meals on Wheels, Saturday, May 31, 1980, 10:00 a.m. to 11:30 a.m., beginning at Capitol, south on Congress to Riverside to finish at parking lot of Municipal Auditorium. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

## NUCKOLS CROSSING ROAD

MR. RAYMOND E. MITCHELL, representing Raylor Development Company, appeared before Council to request adoption of right-of-way dedication on Nuckols Crossing Road in the proposed Metropolitan Roadway Plan. He said they submitted a plat to the Planning Commission in September which faces on Nuckols Crossing Road. Under the old plan, Nuckols Crossing Road would be 90 feet. Under the new proposal it would be 70 feet, so they would have a situation with a 90-foot road with two 70-foot roads plugging into the 90 foot. He said the Planning Commission has no way they can make a variance on that and their only alternative is to ask for action from Council or to wait for adoption of the Metropolitan Roadway Plan.

Mayor Pro Tem Mullen asked if this is in compliance with what the new roadway plan will entail which has been approved by Urban Transportation. He was told it is. Mr. De La Rosa, Assistant City Attorney, told him this is in compliance with the old 1969 plan and would be an amendment to it. He said this can be incorporated today with the resolution to amend the 1969 Roadway Plan. Mayor Pro Tem Mullen said that for Mr. Mitchell's benefit, they should make a motion to pass his requested amendment.

Motion

Councilmember Trevino moved that the Council amend the 1969 Roadway Plan to adopt the right-of-way dedication on Nuckols Crossing Road. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan, Councilmember Goodman  
Noes: None  
Absent: Councilmember Snell  
Not in Council Chamber when roll was called: Councilmember Cooke

#### ELECTRIC RATES

MR. MERLE A. LANG appeared before Council to discuss electric rates. He said that the Electric Utility Commission has listened to his amendment regarding electric rates and has rejected it. He asks Council to consider his amendment and implement it. Mr. Lang wondered, after long discussion, when he can meet with the Mayor and Councilmembers. Mayor McClellan invited him to set appointments with each of them. She said if, after discussion, Council sees fit, they will schedule his appeal as an agenda item.

#### URBAN TRANSPORTATION COMMISSION REPORT

MR. BILL MOORE, Urban Transportation Commission and Dr. Jim Benson, Acting Director, Urban Transportation Department, reported on (a) TSM Alternative for 38-38-1/2 Streets; (b) Study of Alternatives for Improvements to 38th and 38-1/2 Streets from Guadalupe to IH 35. (COMPLETE REPORT IS ON FILE IN CITY CLERK'S OFFICE.)

Councilmember Goodman moved that the Council adopt the TSM Alternative for 38-38-1/2 Streets and the Study of Alternatives for Improvements to 38th and 38-1/2 Streets from Guadalupe to IH 35. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau  
Noes: None  
Absent: Councilmember Snell

#### ARTS COMMISSION

MR. AL GOLDEN, Chairman, Arts Commission, appeared before Council to request the allocation of 1% of Bed Tax to support the Arts and Council had before them a resolution to commit 1% of the Bed Tax for the Arts.

Mayor Pro Tem Mullen thought the resolution should be good for three years only. Mayor McClellan recommended it be reviewed every year. Councilmember Trevino asked how much 1% would be and Ms. Lee Thomson, Director of Research and Budget, told him it would amount to \$350,000.00. A discussion followed concerning the budget, allocation of funds, etc.

Mayor Pro Tem Mullen moved that the Council adopt a resolution to commit 1% of Bed Tax to the Arts for two years. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers  
Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen  
Noes: None  
Absent: Councilmember Snell

Councilmember Trevino commented he supports the motion, but in the future he would like to see an increase in funds for Human Services.

#### AGENDA ITEM POSTPONED

REVEREND H. C. BURDETT requested to place a tent at Oak Springs and Springdale Road (Givens Park Area) for city-wide revival from May 3, 1980 through June 3, 1980. This item will be placed on May 8, 1980 agenda.

#### ZONING ORDINANCE

Council had before it an ordinance on the following zoning:

TOM W. BRADFIELD	2099-1101 Loop 1	From Interim "A" Residence
DONALD H. CUMMINS	(MoPac Boulevard)	1st Height and Area
& ROBERT MUELLER, JR.	1398-1200 Loop 1	To "0" Office
C14-78-105	1213-1209 Spyglass Drive	1st Height and Area
	901-831 Loop 1 and	(Tract 4 only)
	702-708 Columbus Drive	
	(Tract 4)	

Mayor Pro Tem Mullen moved that the Council postpone decision until May 8, 1980. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,  
Mayor Pro Tem Mullen, Councilmember Trevino  
Noes: None  
Absent: Councilmember Snell

Prior to the vote, MR. JOHN MEINRATH, representing the applicant, appeared before Council. He asked Council to approve the zoning change with one condition deleted. "I addressed you last week about this. The condition we ask you to delete is that pertaining to the 100' no development strip which is on the east side of the tract next to Zilker Park. We have offered to, and will, if you vote to, impose development restrictions of a very stringent nature we think will serve the concerns of Council in lieu of the 100' no development strip. We agree to restrict the development to "AA" ("A" zoning is now the case); we've agreed to site plan conditions which we have already met; we've agreed a 10' no limit strip along the park would be appropriate and would be adhered to and we've agreed to place a privacy fence along the 10' no development strip to buffer any low density development in this "AA" residential strip; and we finally have proposed that a density limitation of five units an acre be imposed on the 100 foot strip in lieu of the "A" zoning which is now on the tract. With this, I ask you to pass the ordinance and delete the condition with the clear understanding that no development will take place on the tract until the conditions we have outlined in our alternative have been confirmed by the city Legal Department and all the appropriate restrictive covenants have been filed of record."

Councilmember Himmelblau said, "I didn't see one thing in the covenants that I thought was there, in fact, it was a suggestion of Mr. Mullen at the time that there would be some grading so that the flow would not be into Barton Creek but would be diverted into Dry Creek. I didn't see that and I don't know if it is included with the site plan." Mr. Meinrath said, "We do include a site plan condition in our restrictive covenant and a small portion of this tract will flow naturally into Barton Creek. The bulk of the tract flows into Dry Creek. We propose, as a part of the site plan, that you will approve before any development of that tract that grading will be such that the entire tract flows into Dry Creek rather than Barton Creek."

Councilmember Goodman asked, "The part that would be "AA" is within the Barton Creek Watershed?" Mr. Meinrath answered, "A portion of that is...about 1/2 of the 100' strip is within the Barton Creek Watershed. ... As a part of the site plan we proposed any of it that drained into Barton Creek would be left in the condition of the Barton Creek controls, but we would propose in the site plan that the entire tract drain into the Dry Creek Watershed." Councilmember Goodman asked, "Would you be willing to conform to the Barton Creek Ordinance?" Mr. Meinrath said they would prefer to include a site plan which would include all the drainage into Dry Creek. If you are asking me if we can comply with the Barton Creek requirements on that portion within Barton Creek Watershed, I will have to come back to you on that. I don't have authority to rule on that.

#### RECESS

Council recessed its meeting at 12:30 p.m. and resumed its recessed meeting at 2:20 p.m.

#### PUBLIC HEARING TO AMEND HISTORIC ZONING ORDINANCE

Mayor McClellan opened the public hearing scheduled for 2:00 p.m. to amend the Historic Zoning Ordinance (Section 45-51.1 and Section 45-44.1) of the Austin City Code. Mr. Dick Lillie, Director of Planning stated, "The Court of Civil Appeals opinion, issued on May 27, 1979, concerning the Driskill Hotel zoning, concluded that Section 45-51.1 of the Historic Landmark Ordinance was constitutionally defective. The title of that section is Procedure for Obtaining Building Permits, Removal Permits, Demolition Permits and for Altering the Exterior of a Building or Structure during Pendency of Consideration of such Building or Structure as a Historic Landmark, or as a part of a Historic Landmark.

Mayor McClellan asked someone to refresh her memory as to why that particular section was negated. Mr. Albert De La Rosa, Assistant City Attorney, stated: "The court found that Section 45-51.1 was constitutionally defective for two reasons. One in that it failed to provide a reasonable time limitation on final City Council action and conceivably a structure could remain frozen indefinitely. The owner would not know when he could proceed with some of this demolition work, or other activities. And secondly, the court found the Section unconstitutional because it contained no standards to be followed by the person who placed restrictions on land owners merely by listing their property on the Commission agenda. That would mean there was not a proper standard system created in the ordinance."

Mr. Lillie continued as follows: "You have two ordinance drafts for consideration. The Legal Department's recommended ordinance entirely deletes the effected section and adds a new subsection 45-44.1.

"Briefly, the Legal Department's approach to correct defects would establish a procedure whereby the City Council would consider each application for historic zoning as it is filed, with a 15-day period to determine whether a moratorium should be issued on permits. If the Council decides a moratorium is required, the historic zoning application would proceed through its present processing procedure. If the Council determined that a moratorium should not be declared on permits, the owner could alter, demolish or remove the building, or if the application for historic zoning could proceed through the present processing procedure.

"You have a draft from the operations Committee of the Landmark Commission which does not delete Section 45-51.1. but attempts to correct, within the framework of that section, the defects set out by the Court.

"For your information, subsection (a) of the ordinance is changed only to reflect that any Landmark Commissioner, the Executive Secretary, or the Commission may initiate an agenda item. Items (1), (2) and (3) are already in the ordinance and Item (4) was added to terminate the "agendaized" status after Council action.

"The Commission also followed the Legal Department's approach in that conditions were enumerated for justifying the moratorium on permits. The Commission felt the moratorium should be based on the structure's meeting criteria in Section 45-45.

"Subsections (b) and (c) are already in the ordinance and Subsection (d) reflects minor revisions drafted by the Legal Department to correct the referral of all permits within National Register Districts to the Commission and refers only to permits relating to any exterior architectural alterations for buildings within National Register Districts.

"Both draft ordinances were reviewed by the Landmark Commission and the Commission recommended the Operation Committee's draft on a vote of 9-0, two absent. The action of the Planning Commission was to send both proposed amendments to the City Council for final determination.

"A representative of the Legal Department will explain and answer questions relating to its position and Sam Houston Clinton of the Landmark Commission is available to explain the Landmark Commission's position and answer questions."

Sam Houston Clinton, member of the Landmark Commission, told Council the problem now is two-fold concerning timing and power delegated. He said the structure could remain frozen indefinitely. He said he does not feel comfortable with the Legal Department proposals. After more discussion, he advised Council to adopt the proposal of the Historic Landmark Commission.

Councilmember Himmelblau asked, "Right now any citizen can go down and file on any building...would that stop that?" Judge Clinton and Mr. De La Rosa said, no, and the Legal Department's version might promote it. Judge Clinton stated, "Ours is within the framework of the existing procedure. What we have put in there are criteria to guide, and they are the same criteria as the Legal Department proposes. We just say they are going to guide the members of the Landmark Commission rather than the Council." Councilmember Himmelblau said she has no desire to take on another job. Mayor McClellan stated, "The final determination must rest with this Council but I think appropriately it should be initiated and started with those that we delegate that initial responsibility to. I'll run the legal test with it, if necessary."

#### Motion

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ARTICLE IV OF CHAPTER 45 OF THE 1967 CODE OF THE CITY OF AUSTIN; AMENDING SECTION 45-51.1; ESTABLISHING PROCEDURES FOR OBTAINING A BUILDING PERMIT, REMOVAL PERMIT, DEMOLITION PERMIT AND FOR ALTERING THE EXTERIOR OF A BUILDING OR STRUCTURE DURING PENDENCY OF CONSIDERATION OF SUCH BUILDING OR STRUCTURE AS A HISTORIC LANDMARK OR AS PART OF A HISTORIC LANDMARK; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Goodman moved that the Council close the public hearing, waive the requirement for three readings, declare an emergency and finally pass the ordinance on an emergency basis. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem  
Mullen, Councilmember Trevino, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

#### MORATORIUM - RAINEY STREET AREA

Council had before it for consideration the establishing of a temporary 180-day moratorium on (1) the issuance of building permits for new construction other than detached single family residences and (2) the processing of special permit applications in the Rainey Street Neighborhood Area.

Daron Butler, Assistant City Manager, told Council they will need at least six months to study this. Councilmember Trevino said, "I think the original request, although on the agenda it only points out for a moratorium on building permits. The neighborhood has requested any kind of activity, including zoning and subdividing within that area. We would like the Council, if it passes the moratorium, to include no zoning change, subdividing and building permits within that area." Mayor McClellan questioned whether Council is posted on this Agenda for that type action. Mr. De La Rosa said Council is considering a moratorium and in conjunction with the item can expand upon the moratorium since they are considering a moratorium whose whole purpose is to maintain the single family character of the neighborhood.

Councilmember Cooke said, "One of the things I'd like to get a clarification on is to have the Legal Department speak to the purpose of the moratorium. I heard you say the study is to preserve the single family character of that neighborhood and I don't object to that, but I want us to be perfectly clear and maybe it's pushing the letter of the law, that we all know what our intentions are for a moratorium...It is clear, from the other moratoriums we have been involved in, 183 and Barton Creek, that the advice that has come to us has been a stated purpose and at the end of that moratorium that purpose needs to be included either in policy or resolution or change otherwise it would have been a farce and we may have been subject to law suit. So if the study is going to speak to maintaining and preserving the single-family character of that neighborhood, fully understanding that is complicated by some commercial businesses in that neighborhood, that we need to clarify as best we possibly can as to what the Council's intentions are today so at the end of the 180 days we can go forth and call for a resolution working with the neighborhood and the staff and the Law Department so that we are tied together and do not potentially put ourselves in a libelous position."

A man, who did not identify himself, said that during this time they will be working on a plan for development of the neighborhood.

Councilmember Cooke stated, "We need to make sure that we have as much of a purpose in the Minutes of this meeting as we approve a moratorium as we can today, otherwise we might find ourselves deficient at the end of six months."

Mayor McClellan stated, "I must express my personal concern. You do what you please about extending that moratorium further than what was on our posted agenda."

STUART HENRY, who is representing a group of investors who want to develop their property, stated the third reading of their ordinance for a zoning change was passed on February 28, 1980. He said they do not fear the end result of a moratorium. He said a moratorium would slow them down and they think the moratorium will be longer than six months. Mr. Henry told Council they propose to build condominiums which will help to bring people back downtown to live and asked Council to exclude Special Permits in the moratorium. Councilmember Himmelblau pointed out there are very few reasons the Council or Planning Commission can turn down a Special Permit because they walk themselves through pretty easily.

IRA YATES, investor in the property owned by the group, told Council the area is surrounded by industrial property, but that it is on the hike and bike trail. He said if their zoning is delayed they will become discouraged and will not develop in the downtown area.

PAUL HERNANDEZ appeared before Council and said the neighborhood needs time.

DAVID WALTERS, investor in the property in question, said they have tried to keep malicious intent out of the negotiations and have really tried to bend over backwards to help the neighborhood. He supports the moratorium but feels there should be safeguards built in.

Mr. De La Rosa told Council he has spoken with members of the neighborhood and will be meeting with them within the next few days to find out what their concerns are and how he can best approach their concerns. "If Council would like us to, we will come back next week with a report as to the types of actions that we see the City staff helping the neighborhood people out and meeting with them and what type of time frame that study can involve and what aspects beyond the planning-zoning area for instance, the tax relief area." Councilmember Trevino thought the staff could come back next week with this in ordinance form, covering points made by Councilmember Cooke. It was unanimously agreed to postpone this until May 8, 1980.

#### CONTRACT AWARDED

Councilmember Cooke moved that the Council adopt a resolution to approve the following contract:

CUTTER REPAVING INC.	- CAPITAL IMPROVEMENTS PROGRAM
	Repaving of Streets
	C.I.P. No 79/62-21
	\$295,460.40

The motion, seconded by Mayor Pro Tem Mullen, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,  
Mayor McClellan, Councilmember Cooke  
Noes: None  
Absent: Councilmember Snell  
Not in Council Chamber when roll was called: Councilmember Trevino

Before the vote was taken, Councilmember Cooke asked what streets are included. Mr. German, Director of Public Works, told him MLK (Martin Luther King, Jr., Boulevard), Lavaca, San Jacinto, Lamar and West 6th. The money will be used to repave existing streets and continue curb and gutter and sidewalk repair. Councilmember Cooke said he does not want to have a short fall on Congress if these repairs use up too much money. Mr. German assured him there is no anticipated short fall on Congress.

#### AMENDMENT OF 1969 ROADWAY PLAN

Councilmember Himmelblau moved that the Council adopt a resolution amending appropriate sections of the 1969 Roadway Plan. The motion, seconded by Mayor Pro Tem Mullen, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Mayor  
McClellan, Councilmembers Cooke, Goodman  
Noes: None  
Absent: Councilmember Snell  
Not in Council Chamber when roll was called: Councilmember Trevino

Councilmember Himmelblau asked if this includes 38 and 38-1/2 Street. Mr. Davidson, City Manager told her it does, as well as the Nuckols Crossing amendment passed earlier today.

## THREE YEAR PLAN DOCUMENT

Councilmember Cooke moved that the Council adopt a resolution to authorize submission of the Three Year Plan Document to the Community Services Administration (October 1, 1980 through September 30, 1983). The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Mayor McClellan, Councilmembers  
Cooke, Goodman, Himmelblau  
Noes: None  
Absent: Councilmember Snell  
Not in Council Chamber when roll was called: Councilmember Trevino

## AUSTIN INDUSTRIAL DEVELOPMENT CORPORATION

Council had before them for consideration the following items relating to the creation of the Austin Industrial Development Corporation:

- a. Authorizing the incorporation of an Industrial Development Corporation.
- b. Approving the form of the Articles of Incorporation to be used in organizing the Industrial Development Corporation.

Mayor McClellan announced no action will be taken today as Councilmember Snell wishes to be present.

Councilmember Himmelblau said, "On page 3 of the material we were given I was concerned about the informal action that board might take, that it would circumvent the open meetings law." Mr. Knickerbocker said, "It's specifically provided in the law that a corporation established under this law is exempt from the Open Meetings Act. Let me add that the law provides the Council must approve the by-laws under which that board operates. If you decide that you want to follow the Open Meetings Act then that certainly is within your power to do so."

Councilmember Himmelblau said, "Mayor, I'd like this to be considered then." Mr. De La Rosa stated, "There is currently an ordinance that specifically says Commissions and Task Forces established by the Council will adhere to the Texas open meetings law so it may be possible that this one particular corporation may come under that, but certainly Mr. Knickerbocker is correct. Council has the ultimate approval of by-laws."

Councilmember Himmelblau commented, "The next is under vacancies. It says that they be filled by the Board of Directors. This wouldn't come back to Council then, it would be a ....." Mr. Knickerbocker said, "That is precisely the wording in the State Statute. There is a removal clause that the Council can remove any member of the board." Mrs. Himmelblau said, "I'd rather the Council have control of the board." She asked if Council was going to get something back. Mr. Knickerbocker told her the kind of discussion they are having now would allow the attorneys to provide a complete set...if it is approved in whatever form, more sets will have to come to Council, more sets of

Mr. Davidson wanted to clarify whether we will be expected to mail documents. Councilmember Goodman said no, unless the person sends a stamped envelope. Mr. Davidson said his staff will prepare a directive to each department head outlining what they should give out. Mayor McClellan said they should keep track monthly of documents given out. Mr. Davidson said they will increase the number of documents kept for perusal in the libraries.

Roll Call on Motion - Failed

Roll Call on the motion showed it failed to carry by the following vote:

Ayes: Mayor McClellan, Councilmember Goodman  
Noes: Councilmembers Cooke, Himmelblau, Mayor Pro Tem Mullen  
Absent: Councilmember Snell  
Not in Council Chamber when roll was called: Councilmember Trevino

Councilmember Himmelblau said she will vote for this if the documents are for non-profit organizations only. A discussion followed of who information should be provided to and it was decided to bring this item back to Council on May 8, 1980.

NO ACTION TAKEN ON AGENDA ITEM

No action was taken on a proposed resolution concerning scheduling, format and procedures of City Council meetings and public hearings.

PARKING SPACES FOR PARADES

Mr. Pieter Sybesma reported on Parking Spaces for Parades and after some discussion, the following motion was made:

Councilmember Cooke moved that the Council have an ordinance brought back on May 8, 1980 concerning Parking Spaces for Parades. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Mayor McClellan  
Noes: None  
Absent: Councilmember Snell  
Not in Council Chamber when roll was called: Councilmember Trevino

ONE CALL SYSTEM

A City Manager Report on Status of the Utility Coordination Effort in Austin and the Implementation of the One Call System was presented by Mr. Chris Gusman, Assistant Engineer in the Project Management Department. He passed out information concerning the system and showed slides to illustrate just how the system will work to save time and money for the city and residents of the city.

specific by-laws including other additions Council may wish to add. Councilmember Himmelblau said she also wants the compensation clause taken out. She ended by saying these are the three things she wants changed if this corporation proceeds. Mr. Knickerbocker stated, "I'm not assuming any action on the Council at this point versus the petition that is filed with you, but I know the board intended to have a discussion with the Council on the specific provision of the by-laws before they ever had an organizational meeting if it were your pleasure to designate them. We're not assuming that is going to occur."

Mr. De La Rosa said, "The first action the Council will be taking is first authorizing the corporation and then after approving the articles of incorporation, we will be looking into the specifics and by-laws." In answer to Councilmember Himmelblau's question re locking themselves into what is before them, Mr. Knickerbocker told her Council will have unilateral authority throughout the entire process by merely giving notice that a certain rule is thereby changed with no possible conflict on the part of any board Council selects.

Councilmember Himmelblau asked if there is a criteria for the granting of loans. Mr. Knickerbocker told her that so far there is none. "It was the board's discussion that they felt there needed to be a public process to evolve the types, criteria, standards, review processes that would occur throughout this so a coherent public policy could then be developed. As it is now, it is an open book and it's not the board's intention that that's how Austin wants to run it. There needs to be a public statement on how many jobs, what kind of jobs, those kind of things should be designated up front and then anyone wishing to participate in that program will know the rules of the game before they get involved."

#### PUBLIC DOCUMENTS DISTRIBUTION POLICY

Council had before it for discussion the adoption of a public document distribution policy. Councilmember Goodman asked what actual policy is being adopted. Mayor McClellan said she wants documents available in each department and does not want registration of organizations. Councilmember Goodman asked if the distribution of documents should be free to the public. Mayor McClellan said it can begin that way and if it becomes burdensome, they can change the policy.

#### Motion

Councilmember Goodman moved that the Council make documents available to groups and individuals at no charge including Operating Budgets, CIPs and other documents related to timely issues of public policy under Council consideration, such as: Transportation Plan, Airport Master Plan, Parks Master Plan, Fire Protection Plan, Affirmative Action Plan, Barton Creek Watershed Ordinance, etc.; the policy does not include records, maps, photographs, consultant reports, Council agenda material, or document for purposes of internal administration, reference, or statistical information or staff summaries; each department to exercise judgment with Council receiving memos regarding judgment calls; for an interim period of 60 days; with a report each month for 6 months. The motion was seconded by Mayor McClellan.

## CDBG APPLICATION

Mr. Carlos Herrera, Director of Human Services, presented a report on 6th Year Community Development Block Grant Application.

## WORKER'S COMPENSATION

Mr. Davidson asked that his report on Worker's Compensation be brought back to Council May 8, 1980.

## TAX BILL FORMAT

Jack Klitgaard, Tax Assessor-Collector, told Council his department has prepared four options to the present tax bill format and recommended Council vote to continue with Option 1. He said their next recommendation would be for Option 2.

Motion

Mayor Pro Tem Mullen moved that the Council adopt Option 2. The motion was seconded by Councilmember Himmelblau.

Discussion ensued regarding the use of two colors on the bill.

Motion Withdrawn

Mayor Pro Tem Mullen withdrew his motion because there was not a full Council present. Councilmember Himmelblau withdrew her second.

## AGENDA ITEM POSTPONED

The City Manager's report on Proposal for Medical Facilities at City Jail was postponed.

## RECESS

Council recessed its meeting at 4:45 p.m. and resumed its meeting at 7:12 p.m. Councilmember Snell entered the Council Chamber.

## AFFIRMATIVE ACTION PLAN

Mayor McCellan opened the public hearing, scheduled for 7:00 p.m. to consider the Affirmative Action Plan.

Floyd Bermea, Assistant City Manager, appeared before Council and said there have been modifications to the plan since it was first presented to them about a month ago, and there are major differences from the 1974 plan. They have received much input from community organizations toward the plan, and upon Council's approval, will have an Affirmative Action Review Committee made up of members of the staff and five citizens. The City Manager will select five people from a list compiled by the organizations; these five will work with three department heads. Purpose of the Committee will be to monitor the Affirmative Action Plan. The Plan includes training opportunities for City employees and future employees; proposes a vigorous effort at recruitment, and will identify the needs for jobs for minorities. Each City department will make periodic reports on the Plan. Mr. Bermea then went over the format of the Plan which Council had before them.

MR. GARCIA, member of the Ad Hoc Committee on Affirmative Action and IMAGE, told Council they are against the proposed plan because the staff does not outline good, firm goals. He said a strong plan is needed to take into account a growing city.

DOROTHY TURNER, representing Black Citizen's Task Force, told Council the Affirmative Action Plan is no good if it is not implemented. She said all the criticism should not be against the City Manager but that Council should bear the brunt of criticism. She said all "stats" in all plans are the same and feels the "stats" are only games being played with the minorities.

ERNEST PERALES appeared before Council, handed out a statistical report to Council and discussed the figures on it. (CITY CLERK DID NOT RECEIVE A COPY.)

JOHN ARAMBULA, Ad Hoc Committee for Affirmative Action, passed out a sheet of information to Council. (CITY CLERK DID NOT RECEIVE A COPY.) He said there are not enough minorities on an administrative level and wants two Councilmembers on the proposed committee.

JIM CANNON, President, MIGHT (Mobility Impaired Grappling Hurdles Together), pointed out the Affirmative Action Plan has no listing for the disabled. He discussed the objectives of the Plan which is used by the Veteran's Administration, and said the disabled of Austin have had no input into the Affirmative Action Program.

PAT POUND, representing herself, said she can find no figures for handicapped applicants. She asked questions re handicapped applicants. What happens if a deaf person applies? What happens if a blind person applies? How and who will be able to handle their applications. What kind of accommodations does the City have for disabled people for working?

GABRIEL GUTIERREZ recommended 11 objectives as part of the Affirmative Action Plan. He said the City receives a lot of Federal funds and if the Plan does not include the 11 points he asked for, then he will take steps to see that the Federal funds are stopped.

MARILYN ZAPATA, Austin Status of Women, observed that the number of women in key positions with the City has increased but that women are still a minority in the area of employment. She asked for more on-the-job training for women and wants four women on the review committee.

A man who did not identify himself, but who represented NAACP, said an effective Affirmative Action Plan should be reviewed once a year. He said Council should support the review committee, but it should be really supportive of it and believe in affirmative action.

MARTHA ARBUCKLE, representing herself, told Council the most valuable asset in Austin is its people. She is Chairman of the Mayor's Sub Committee for Handicapped, and knows that the City has a real opportunity to move forward.

DR. ANN FEARS CRAWFORD, Austin Status of Women, said she feels Austin is on a plateau when it comes to opportunities for women. She said there is a great deal of talk about sensitivity to women but women must be moved inward and upward so by 1985 they will match women in the labor force.

ALICIA MITCHELL, representing Mexican-American Women, pointed out most Chicana women are employed in the health services, and 2/3 of total are in clerical positions. She wants to see Chicana women in the \$25,000 category and wants women divided into white, hispanic and black.

DR. MICHAEL MOORE, who is deaf, presented his message in sign language which was interpreted. He reviewed the history of opportunities for blacks, handicapped and asked for an opportunity through affirmative action.

BECKY BEAVER, President, Women's Equity Action League, said she wants to see specific goals, with department heads answering yearly to the goals. She also thinks there should be on-the-job training.

SUSTAITA QUINTANILLA, member of the LULAC Council, thought the City Council should decide tonight what the Affirmative Action Plan will be and after meeting with representatives tonight, a draft plan should be presented.

DR. DIANE DOWNING, University of Texas, and a member of the Civil Service Commission, spoke in support of Mr. Davidson's Affirmative Action Plan.

PETER FEARS, AFSCME representative, told Council the plan lacks teeth. He also cited instances where people who have become handicapped on the job are no longer employed by the City.

RAUL VASQUEZ, State Director of LULAC, discussed the history of racism and sexism in Austin. He said the Council is still faced with bad statistics and should take meaningful action from now on.

JORGE ZAPATA, an employee of the City, has worked here for two years and feels there is a limited opportunity for advancement of minorities. He said Austin does not need to recruit from other cities; there are lots of people here who can show the City what they have.

CLINTON MUSEL appeared before Council to state he has worked for EMS (Emergency Medical Service) for 4-1/2 years. He is a senior at University of Texas, studying biology, was at the top of his cadet class for EMS, but has been denied promotion. He said he is the only Mexican paramedic on the street in East Austin and more Spanish speaking paramedics are needed to help with the ill. He said he is probably risking his job by appearing before Council.

ROSALINDA HAILEEFE, an employee of the City, asked that employees be a part of the Affirmative Action Committee.

A man who did not identify himself, said he moved to Austin a year ago and has been disappointed in the lack of affirmative action.

A woman who did not identify herself, says the proposal seems to say not to go through the Personnel Department.

JULIE KING, ad hoc committee member, said they will work closely with the employees who spoke tonight.

FRANK HORSFAL said he supports what the minorities want, but he says Hispanics do not have blacks or whites working for them and felt they practice the violation of affirmative action as much as anyone.

MISS JULIE KING told Council that if everyone had equal opportunity, there would be no need for affirmative action.

#### Motion

Mayor Pro Tem Mullen moved that the Council close the public hearing and have three Councilmembers meet with the Ad Hoc Committee on Affirmative Action. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman  
Noes: None

Mayor McClellan said they will discuss the committee further next week and asked if there is a minority group who is not represented on her Ad Hoc Committee, they should contact her office.

#### BOARDS AND COMMISSIONS

Mayor McClellan announced the following Board and Commission appointments are due to be made May 8, 1980:

Environmental Board - 1  
Building Standards Commission - 1  
Community Development Commission - 6  
Dental Health Advisory Committee - 9  
On-Going of Goals Assembly Committee - 1  
Elizabeth Ney Museum - 4  
Medical Assistance Advisory Board - 1  
Commission on the Status of Women - 2  
Private Industrial Council - 6  
Board of Equalization - 3

The following appointments are due to be made June 5, 1980:

Building Standards Commission - 5  
Community Development Commission - 1  
On-Going of Goals Assembly Committee - 5  
Historic Landmark Commission - 6  
Hospital Board - 1  
Medical Assistance Program Advisory Board - 1  
PARD - 6  
Planning Commission - 4  
Renewable Energy Resources Commission - 1  
Urban Transportation Commission - 1  
Vending Commission - 4  
Commission on Status of Women

#### WORK SESSION SET

Councilmember Goodman moved that the Council set a Work Session to discuss a Process for Economic Development for May 28, 1980 at 4:00 p.m. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau  
Noes: None

#### FUNDING OF HUMAN SERVICES

Mayor Pro Tem Mullen, Councilmembers Trevino and Snell introduced an Item to Council concerning budget guidelines for FY 1981 funding of Human Services to be reviewed by HSRT. Mr. Buck Apelt, Human Services Department, discussed guideline alternatives. Councilmember Goodman said any guidelines they give to HSRT will be uncertain. He felt there should be an increase of 10%. The 5.5% given last year was not enough. Councilmember Snell said they will have to find out if there are any new services to be funded. Mayor Pro Tem Mullen thought they should let HSRT come back and tell Council if more funds are needed. Councilmember Himmelblau said HSRT is going to have to look at 10% and down and see how it comes out. It was unanimously decided the guidelines should be estimates at 10%-5%-Flat options, with no commitment.

#### ADJOURNMENT

Council adjourned its meeting at 9:50 P.M.

APPROVED Carole Keeton McClellan  
Mayor

ATTEST:

Grace Monroe  
City Clerk